

SENATE No. 259**The Commonwealth of Massachusetts**

PRESENTED BY:

Moore, Richard (SEN)*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act Providing Chapter 70 Accountability for Adequate Access to School Nursing.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Richard T. Moore	Worcester and Norfolk
Scott P. Brown	Norfolk, Bristol and Middlesex
Susan C. Fargo	Third Middlesex
Jennifer L. Flanagan	Worcester and Middlesex
Michael R. Knapik	Second Hampden and Hampshire
Joan M. Menard	First Bristol and Plymouth
Bruce E. Tarr	First Essex and Middlesex
Susan C. Tucker	Second Essex and Middlesex
Christine E. Canavan	10th Plymouth
Viriato Manuel deMacedo	1st Plymouth
Lida E. Harkins	13th Norfolk
Kay Khan	11th Middlesex
Jennifer M. Callahan	18th Worcester
Karyn E. Polito	11th Worcester
Richard J. Ross	9th Norfolk
Frank I. Smizik	15th Norfolk
James R. Miceli	19th Middlesex
Cynthia Stone Creem	First Middlesex and Norfolk
Mark C. Montigny	Second Bristol and Plymouth

Karen E. Spilka

Second Middlesex and Norfolk

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT PROVIDING CHAPTER 70 ACCOUNTABILITY FOR ADEQUATE ACCESS TO SCHOOL NURSING.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Chapter 70 of the General Laws, as appearing in the 2006 official edition, is hereby amended in section 2 by inserting after the word “principals “ in lines 171, 176 and 537, the following:- the foundation school nurse professional staff

SECTION 2. Said Chapter 70 is hereby further amended in said section by inserting after the word “budget” in line 245 the following:- , not including foundation school nurse professional staff,

SECTION 3. Said Chapter 70 is hereby further amended in said section by inserting after the word “principals” in lines 275 and 347 the following:- school nurse professional staff

SECTION 4. Said Chapter 70 is hereby further amended in said section by inserting after the definition of “Foundation principals” the following new definition:- “Foundation school nurse professional staff”, the number of registered nurses licensed by the department of elementary and secondary education allotted within a district’s foundation budget in any fiscal year to ensure adequate access to school nurse professionals by all enrollees. The foundation school nurse

14 professional staff, calculated using enrollments as defined in this section, shall be the sum of: the
15 number of school nurse professional staff employed by each school district in fiscal year 2008
16 plus XXX thousandths multiplied by the sum of the foundation kindergarten, pre-school,
17 elementary, bilingual, junior high/middle school and the foundation high school and foundation
18 vocational school enrollment; plus the assumed in-school special education; plus three
19 hundredths multiplied by the average number of low-income students attending school in the
20 district over the preceding two fiscal years.

21 SECTION 5. Said Chapter 70 is hereby further amended in section 9 by inserting after the word
22 “for” in line 2 the following:- registered school nurses consistent with section 53 of chapter 71,

23 SECTION 6. Said Chapter 70 is hereby further amended in said section 9 by inserting after the
24 words “fall short” in line 5 the following;- of the foundation school nurse professional staff
25 funding formula or